



PD468-121 (Rev.1-02)-Pent

Date
July 22, 2015

Command NARCOTICS BOROUGH QUEENS	Serial No. CCRB No. 201406305	I.A.B. Log No. 2015 - 21346	I.A.B. Member Notified Sgt. Miller Tax No. 939041	Department Advocate's Office Serial Number 2015- 13918
--	-------------------------------------	------------------------------------	---	--

I hereby CHARGE	Rank-Title	Surname	First Name	Initial	Shield No.	Tax Reg. No.
	DET.	AVERY	MICHAEL		00101	936158
Squad or Chart No.					Command	
NARCOTICS BOROUGH QUEENS					Date Entered Dept.	
with VIOLATION OF DEPARTMENT REGULATIONS					July 10, 2005	

in that:

1. Said Detective Michael Avery, on or about June 17, 2014, at approximately 1839 hours, while assigned to the Narcotics Borough Queens and on duty, in the vicinity of § 87(2)(b) § 87(2)(b) Queens County, did wrongfully use force against § 87(2)(b) § 87(2)(b), in that Detective Avery used a chokehold against § 87(2)(b) § 87(2)(b).


PG 203-11 – USE OF FORCE

2. Said Detective Michael Avery, on or about June 17, 2014, at approximately 1839 hours, while assigned to the Narcotics Borough Queens and on duty, in the vicinity of § 87(2)(b), Queens County, did wrongfully use force against § 87(2)(b), in that Detective Avery used an asp to repeatedly strike § 87(2)(b) on the head.

PG 203-11 – USE OF FORCE

3. Said Detective Michael Avery, on or about June 17, 2014, at approximately 1839 hours, while assigned to the Narcotics Borough Queens and on duty, in the vicinity of § 87(2)(b), Queens County, did wrongfully use force against § 87(2)(b), in that Detective Avery placed his arm around § 87(2)(b)'s neck, thereby causing his breathing to be restricted.

PG 203-11 – USE OF FORCE


Vivian Cedeno
Deputy Chief Prosecutor
Administrative Prosecution Unit
New York City Civilian Complaint Review Board

7/23/15
Date

Instructions: After all specifications are entered, list witnesses for the department. (If witness is civilian, enter name and address on Official Letterhead PD 158-151). If member of the force, give rank, name, shield number and command. Also indicate scheduled vacation (if any), chart, Squad no., or working schedule of complainant, respondent and witnesses (if member of the department).

1st ENDORSEMENT

Executive Director Mina Malik of the Civilian Complaint Review Board to the Police Commissioner, July 22, 2015. I concur with the issuance of charges and specifications.


Mina O. Malik, Executive Director
New York City Civilian Complaint Review Board

INSTRUCTIONS FOR SERVICE OF CHARGES AND SPECIFICATIONS

1. Respondent will sign and complete where appropriate:
- a. original charges and specifications

b. vacation and military leave form

c. two (2) copies of instructions and receipt of charges and specifications

d. agreement to accept service of notice form (when requested in suspension cases only).
2. Respondent will receive:
- a. one (1) copy of charges and specifications

b. one (1) copy of instructions and receipt of charges and specifications form

ACKNOWLEDGEMENT OF SERVICE

I acknowledge due personal service on me of the within Charges and Specifications and notice of Hearing, this ____ day of _____, 20____ at _____ AM/PM.

WITNESS		RESPONDENT	
_____ (Rank Title)	_____ (Signature)	_____ (Rank Title)	_____ (Signature)

DATE STAMP

D.A.O.	CMD PREFER	C&S	HIGHER COMMAND	D.A.O.
(Out)	(In)	(Out)	(In) (Out)	(In)



PD468-121 (Rev.1-02)-Pent

Date
JULY 22, 2015

Command NARCOTICS BOROUGH QUEENS	Serial No. CCRB No. 201406305	I.A.B. Log No. 2015 - 21344	I.A.B. Member Notified Sgt. Miller Tax No. 939041	Department Advocate's Office Serial Number 2015 - 13920
--	-------------------------------------	------------------------------------	---	---

I hereby CHARGE	Rank-Title	Surname	First Name	Initial	Shield No.	Tax Reg. No.
	DET.	RAMIREZ	THOMAS		06443	939274
Squad or Chart No.					Command	
					NARCOTICS BOROUGH QUEENS	
Date Entered					Dept.	
July 11, 2005						

SPECIFICATIONS

1. Said Detective Thomas Ramirez, on or about June 17, 2014, at approximately 1839 hours, while assigned to the Narcotics Borough Queens and on duty, in the vicinity of § 87(2)(b), Queens County, abused his authority as a member of the New York City Police Department in that he used excessive force, in that he unnecessarily used pepper spray against § 87(2)(b).

2. Said Detective Thomas Ramirez, on or about June 17, 2014, at approximately 1839 hours, while assigned to the Narcotics Borough Queens and on duty, in the vicinity of § 87(2)(b), Queens County, abused his authority as a member of the New York City Police Department in that, did wrongfully use force against § 87(2)(b), in that Detective Thomas Ramirez struck § 87(2)(b) in the face.

PG 203-11 – USE OF FORCE



 Vivian Cedeno
 Deputy Chief Prosecutor
 Administrative Prosecution Unit
 New York City Civilian Complaint Review Board

7/23/15
 Date

Instructions: After all specifications are entered, list witnesses for the department. (If witness is civilian, enter name and address on Official Letterhead PD 158-151). If member of the force, give rank, name, shield number and command. Also indicate scheduled vacation (if any), chart, Squad no., or working schedule of complainant, respondent and witnesses (if member of the department).

1st ENDORSEMENT

Executive Director Mina Malik of the Civilian Complaint Review Board to the Police Commissioner, July 22, 2015. I concur with the issuance of charges and specifications.


Mina Q. Malik, Executive Director
New York City Civilian Complaint Review Board

INSTRUCTIONS FOR SERVICE OF CHARGES AND SPECIFICATIONS

1. Respondent will sign and complete where appropriate:
- a. original charges and specifications

b. vacation and military leave form

c. two (2) copies of instructions and receipt of charges and specifications

d. agreement to accept service of notice form (when requested in suspension cases only).
2. Respondent will receive:
- a. one (1) copy of charges and specifications

b. one (1) copy of instructions and receipt of charges and specifications form

ACKNOWLEDGEMENT OF SERVICE

I acknowledge due personal service on me of the within Charges and Specifications and notice of Hearing, this ____ day of _____, 20____ at _____ AM/PM.

WITNESS		RESPONDENT	
_____ (Rank Title)	_____ (Signature)	_____ (Rank Title)	_____ (Signature)

DATE STAMP

D.A.O.	CMD PREFER	C&S	HIGHER COMMAND	D.A.O.
(Out)	(In)	(Out)	(In) (Out)	(In)